GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Ease of Doing Business - Andhra Pradesh Assessment of Business Friendliness of Reforms 2020 – A framework to improve the rule-making quality and promote good governance by involving citizens and businesses and incorporating their feedback in the laws and regulations enacted in the state – Orders - Issued.

INDUSTRIES & COMMERCE (P&I) DEPARTMENT

G.O.MS.No. 88 Dated: 08-12-2020.
Read the following:-

From the Director of Industries e-file no.INC02-21021/194/2020-DIC&IP&C-I-DOI

***

ORDER

Government of Andhra Pradesh is committed to improve the Ease of Doing Business in the state. It is committed to encourage the strong engagement between the industry experts, citizens and the key stakeholders. The state has taken a number of key initiatives to implement the same and further strengthen the business environment in the state.

2. The Department for Promotion of Industry and Internal Trade (DPIIT), Government of India, under the Ease of Doing Business reforms/SRAP 2020, recommended that the state should assess the requirement of every new proposed regulation prior to enactment on the following aspects :

a. Legal Basis - Does it have a basis in law/act/policy
b. Necessity in the state - Does the license help government to achieve its objectives
c. Business friendliness - Does it impose minimum burden on the businesses to achieve the government's objectives

3. The framework is an essential component for enabling the good governance. It would act as a key instrument to improve the quality of the regulatory decision making.

4. Government after careful consideration of the proposal of Director of Industries, hereby order that all the departments should follow the below mentioned framework before enacting of any new regulation.

i. Conduct an assessment and consultation with industry experts, stakeholders and citizens which would ensure the coverage of above mentioned aspects before enactment of any new rules, regulations and policy in the state.

(P.T.O)

ii. Every new rule/business regulation/policy proposed in the state should follow the aforesaid guidelines prior to being put up for final approval by the competent authority.

iii. As part of the process of consultation, it is mandated that the period of display for soliciting feedback from industry experts, citizen and key stakeholders should be at least 30 days, post publishing the draft regulations online.

iv. Once the feedback have been received, it is mandated to incorporate the feed backs in the draft notification and publish details how the feed backs have been addressed in the final notified regulation.

v. Whenever, a new regulation or license is notified in the state, such license or regulation should be made available by the concern Department to Industries Department within 30 days of such notification to place it on the Online Single Desk Portal of the state

5. The departments are requested to refer the guidelines annexed in Annexure I for conducting the assessment and publish the same on their website.

6. All the departments in the Secretariat are requested to take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NILAM SAWHNEY
CHIEF SECRETARY TO GOVERNMENT

To
All Departments in A.P.,Secretariat.
All Heads of Departments.
The Director of Industries, A.P. Vijayawada.
The Vice Chairman & Managing Director, APIIC, Vijayawada.
All District Collectors.
Copy to:
Law (E) Department.
P.S. to Prl. Secretary to Chief Minister.
P.S. to Chief Secretary to Government.
P.S. to Spl. C.S to Govt & CIP, Industries and Commerce Department.
All Sections in Industries and Commerce Department.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE I

Guidelines for conducting Regulatory Assessment /Consultation

An assessment framework needs to address certain basic questions to provide information on the requirement of enactment of rules / regulations. It is recommended that the departments should assess the proposed new regulation based on the parameters listed below:

a. Business friendliness

Sno	Particular	Yes	No	NA
1	Explain the problem that proposed regulation is addressing			
2	Identified nature of risks associated			
3	Assessed the impact of proposed regulation on all stakeholder (Citizen, MSME, Large & Mega Industries, etc.)			
4	Assessed the barriers and challenges in implementing the regulation			
5	Target Audience for the proposed regulation			
6	Intended beneficiaries of the proposed regulation			
7	Assessed the social, economic, health, and/or environmental impacts of the proposal			

b. Legal Basis

Sno	Particular	Yes	No	NA
1	Is there any existing regulation in the state?			
2	If yes, defined the need for proposed new regulation			
3	Alternate regulatory options assessed			
4	Has enforcement strategy been put in place			
5	Determine whether the issue is contentious			
6	Discuss the proposal with relevant policy centres within the department			
7	Seek the advice of departmental communications and consultation experts			
8	Determined whether other departments have recently conducted consultations on similar topics			
9	Examined potential areas of collaboration with other government departments			

c. Necessity in the state

Sno	Particular	Yes	No	NA
1	Need for Government Intervention assessed			
2	Defined objective of proposal			
3	How will the proposed regulation achieve its objectives and mitigate the issue			
4	Assessed consistency with government priorities			
5	Has public consultation been done for the proposed regulation			
6	Determined the level of public interest			
7	Assessed stakeholders' perceptions of the proposal			
8	Has public opinions been compiled in the draft proposal			

NILAM SAWHNEY
CHIEF SECRETARY TO GOVERNMENT